

AGENDA DOCUMENT NO. 03-18

MINUTES OF AN OPEN MEETING  
OF THE  
FEDERAL ELECTION COMMISSION

THURSDAY, MARCH 6, 2003

PRESENT: Ellen L. Weintraub, Chair, presiding  
Bradley A. Smith, Vice Chairman  
David M. Mason, Commissioner  
Danny L. McDonald, Commissioner  
Scott E. Thomas, Commissioner  
Michael E. Toner, Commissioner  
James A. Pehrkon, Staff Director  
Lawrence H. Norton, General Counsel  
Mary W. Dove, Secretary

Chair Ellen L. Weintraub called the Federal Election Commission to order in an open meeting at 10:20 A.M. on Thursday, March 6, 2003, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

Minutes for February 13, 2003  
Agenda Document No. 03-15

Chair Weintraub recognized Vice Chairman Smith, who

MOVED to approve the minutes  
for the open meeting of  
February 13, 2003, as submitted  
in Agenda Document No. 03-15.

The motion carried on the vote of 6-0 with  
Commissioners Mason, McDonald, Smith, Thomas, Toner,  
and Weintraub voting affirmatively.

II. DRAFT ADVISORY OPINION 2003-01  
(ALTERNATIVE DRAFTS)

NORPAC by Mitchell J. Eichen, Treasurer

Agenda Documents No. 03-17 and  
No. 03-17-A

Chair Weintraub recognized Vice Chairman  
Smith, who

MOVED to suspend the rules on  
the timely submission of agenda  
documents in order to consider  
Agenda Document No. 03-17-A.

The motion carried on the vote of 6-0.

The Chair recognized Mr. Albert Kiss of the  
General Counsel's Office who presented alternative  
Drafts A and B of Advisory Opinion 2003-01 concerning  
the application of the Federal Election Campaign Act of  
1971, as amended ("the Act") and Commission regulations  
to NORPAC's annual mission to Washington.

A discussion followed.

II. DRAFT ADVISORY OPINION 2003-01  
(ALTERNATIVE DRAFTS)

(continued)

Chair Weintraub recognized Vice Chairman  
Smith, who

MOVED to approve Draft A of  
Advisory Opinion 2003-01, as  
set forth in Agenda Document  
No. 03-17, as amended by  
Agenda Document No. 03-17-A,  
and further amended by the  
deletion of Footnotes 1 and 2  
on Page 4.

The motion carried on the vote of 5-1 with  
Commissioners McDonald, Smith, Thomas, Toner, and  
Weintraub voting affirmatively. Commissioner Mason  
dissented.

III. FINAL RULES AND EXPLANATION AND JUSTIFICATION  
ON ADMINISTRATIVE FINES

Agenda Document No. 03-16

Chair Weintraub recognized Ms. Dawn Odrowski of the General Counsel's Office who reviewed the subject document. During her presentation, she presented the following amendments:

1. Page 18, Lines 5 and 9, delete the word "prior" and substitute the word "current" in lieu thereof.
2. Modify the recommendation to include the approval of the Explanation and Justification.

A discussion followed.

Chair Weintraub recognized Vice Chairman Smith,  
who

MOVED to approve the Final Rules and the Explanation and Justification on Administrative Fines, as submitted in Agenda Document No. 03-16, as amended above, for publication in the Federal Register and transmittal to Congress.

The motion carried on the vote of 6-0.

IV. ROUTINE ADMINISTRATIVE MATTERS

There were no routine administrative matters  
to come before the Commission.

The meeting adjourned at 10:55 A.M.

Signed:

Ellen L. Weintraub  
Chair

Attest:

Mary W. Dove  
Secretary of the  
Commission